

Deposition of Brad A. Lohrey

**Oregon Firearms Federation, Inc., et al. v. Kotek, et al.
(Consolidated)**

April 25, 2023



206.287.9066 | 800.846.6989

1325 Fourth Avenue, Suite 1840, Seattle, Washington 98101

www.buellrealtime.com

email: info@buellrealtime.com



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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON
PENDLETON DIVISION

OREGON FIREARMS FEDERATION,
INC., et al.,)
Plaintiffs,)
v.) Civil No.
TINA KOTEK, et al.,) 2:22-cv-01815-IM
Defendants.) (Lead Case)

(Continued))

) Civil No.
) 3:22-cv-01859-IM
) (Trailing Case)
)
) Civil No.
) 3:22-cv-01862-IM
) (Trailing Case)
)
) Civil No.
) 3:22-cv-01869-IM
) (Trailing Case)
)

* VIDEOCONFERENCE *

VIDEOTAPED DEPOSITION UPON ORAL EXAMINATION

OF

BRAD A. LOHREY

Witness located in:

Moro, Oregon

* All participants appeared via videoconference *

DATE TAKEN: April 25, 2023
REPORTED BY: Tia B. Reidt, Washington RPR, CCR #2798
Oregon # 22-0001

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1 (continued)
2)
3 MARK FITZ, et al.,
4)
5 Plaintiffs,
6)
7 v.
8)
9 ELLEN F. ROSENBLUM, et al.,
10)
11 Defendants.
12)
13 KATERINA B. EYRE, et al.,
14)
15 Plaintiffs,
16)
17 v.
18)
19 ELLEN F. ROSENBLUM, et al.,
20)
21 Defendants.
22)
23)
24)
25)

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1 APPEARANCES

2 For Oregon Firearms Federation:

3 LEONARD WILLIAMSON
4 VAN NESS WILLIAMSON
5 960 Liberty Street SE, Suite 100
6 Salem, OR 97302
(503) 365-8800
L.williamson@vwllp.com

7 For the State of Oregon Defendants:

8 ANIT JINDAL
9 MARKOWITZ HERBOLD
10 1455 SW Broadway, Suite 1900
11 Portland, OR 97201
(503) 972-5076
AnitJindal@markowitzherbold.com

12 Videographer:

13 COLEMAN ANDERSON
14 BUELL REALTIME REPORTING
15 1325 Fourth Avenue, Suite 1840
16 Seattle, WA 98101
(206) 287-9066
Info@buellrealtime.com

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18 * * * * *

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2 EXAMINATION BY: PAGE

3 Mr. Jindal 6

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5 EXHIBIT INDEX

6 EXHIBIT DESCRIPTION PAGE

7 EXHIBIT 106 Declaration of Plaintiff 59
8 Sheriff Brad Lohrey in Support
9 of Plaintiffs' Emergency
Motion For Preliminary
Injunction.

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1 We are back on the record.

2 BY MR. JINDAL:

3 Q. And Sheriff Lohrey, do you understand that
4 you're still under oath?

5 A. Yes.

6 Q. And earlier in the day we had been discussing
7 some of the requirements of Measure 114. And one of
8 those requirements is that the permit agent must
9 determine that a person isn't a danger to themselves or
10 to others; isn't that correct?

11 A. Yes.

12 Q. And do you agree that this determination is
13 identical to the determination that's made for CHL
14 licenses?

15 A. Yes.

16 Q. Is there any additional work that your office
17 needs to do or any other additional work that OSP needs
18 to do in order to implement this component of
19 Measure 114?

20 A. We're just doubly doing it.

21 Q. But other than sort of the act of doing it, is
22 there any sort of impediment to your office being able
23 to complete this requirement?

24 A. No.

25 Q. When administering the CHLs, how does your

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1 office make a determination that a person is not a
2 danger to themselves or others?

3 A. We run them through LEDS, which LEDS also does
4 NCIC, III, NICS, which is the National Institute
5 Criminal System inlets. And then everybody applies in
6 person, and, you know, we talk to them.

7 Q. And so other than this initial -- or the
8 interviewing the person and reviewing these databases,
9 do you review any other information when making the
10 determination?

11 A. Oregon eCourts.

12 Q. I'm sorry. Can you say that one more time?

13 A. I call it Oregon eCourts, but OJCIN, I guess.

14 Q. Oh.

15 A. Yeah.

16 Q. Understood.

17 And what is OJCIN?

18 A. That's all the current court cases that are
19 going on.

20 Q. Understood.

21 And does your office believe it is able to
22 make a determination effectively, given the information
23 that it has?

24 A. Yes.

25 Q. And one other requirement of the

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C E R T I F I C A T E

2

3 STATE OF WASHINGTON
4 COUNTY OF PIERCE

5

6 I, Tia Reidt, a Certified Court Reporter in and
7 for the State of Washington, do hereby certify that the
8 foregoing transcript of the deposition of BRAD A.
9 LOHREY, having been duly sworn, on April 25, 2023, is
10 true and accurate to the best of my knowledge, skill and
11 ability.

12 Reading and signing was requested pursuant to
13 FRCP Rule 30(e).

14 IN WITNESS WHEREOF, I have hereunto set my hand
15 and seal this 1st day of May, 2023.



16

17 /S/ Tia B. Reidt

18 Tia B. Reidt, RPR, CCR 22-0001
19 NOTARY PUBLIC, State of
Washington.

20 My commission expires
5/15/2026.

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